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6 Attorneys for Defendants  
 7 U.S. Bank National Association, Successor in Interest to  
 the Federal Deposit Insurance Corporation as Receiver  
 8 for Downey Savings and Loan Association, F.A., FCI  
 Lender Services, Inc. and DSL Service Company

9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11  
 12 Don Tirado,

13 Plaintiff,

14 v.

15 U.S. BANK NATIONAL  
 16 ASSOCIATION AS A CALIFORNIA  
 CORPORATION; FCI LENDER  
 17 SERVICES Inc., Agent, AS A  
 CALIFORNIA CORPORATION; FIRST  
 18 AMERICAN TITLE COMPANY, AS A  
 CALIFORNIA CORPORATION; DSL  
 19 SERVICE COMPANY, Trustee, AS A  
 CALIFORNIA CORPORATION;  
 20 SARATOGA MORTGAGE COMPANY,  
 AS A CALIFORNIA CORPORATION;  
 21 KEITH BALCK, AS AN INDIVIDUAL;  
 INTERO REAL ESTATE, AS A  
 22 CALIFORNIA CORPORATION; AND  
 DOES 1-10 UNKNOWN TO PLAINTIFF  
 23 AT THIS TIME,

24 Defendants.

CASE NO.: 5:11-CV-00322- EJD

JUDGE: Hon. Edward J. Davila

STIPULATION AND ORDER TO  
 VOLUNTARILY DISMISS  
 COMPLAINT WITH PREJUDICE

ACTION FILED: December 21,  
 2010

25  
 26 Defendants U.S. Bank National Association, Successor in Interest to the Federal  
 27 Deposit Insurance Corporation as Receiver for Downey Savings and Loan  
 28 Association, F.A., FCI Lender Services, Inc. and DSL Service Company (collectively,

1  
 JOINT STIPULATION FOR DISMISSAL

1 "Defendants"), by and through their counsel of record, and pro se plaintiff Don Tirado  
 2 ("Plaintiff") (collectively, the "Parties") hereby jointly request dismissal of this action  
 3 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Each Party shall bear its  
 4 or his own costs and attorney fees. The Parties request that the Court vacate all  
 5 hearing dates and enter a Dismissal as to all Parties and all Causes of Action with  
 6 prejudice.

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 8  
 9 DATED: December 5, 2011

Respectfully submitted,

ALVARADOSMITH  
 A Professional Corporation

By: 

DAVID L. CHAVEZ  
 HEATHER E. ABELSON  
 Attorneys for Defendants  
 U.S. Bank National Association,  
 Successor in Interest to the Federal  
 Deposit Insurance Corporation as  
 Receiver for Downey Savings and Loan  
 Association, F.A., FCI Lender Services,  
 Inc. and DSL Service Company

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 18 DATED: December 7, 2011

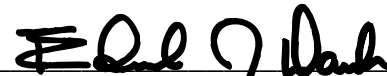
By: 

DON TIRADO  
 Plaintiff in pro se

# ORDER

Pursuant to the Stipulation, the Court orders this case DISMISSED pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). The motion hearing and Case Management Conference scheduled for December 16, 2011, are VACATED. The Clerk shall close this file.

DATED: December 6, 2011



EDWARD J. DAVILA  
 United States District Judge